

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Anil Kamath  
Application No. : 10/773,653  
Filed : February 6, 2004  
For : METHOD AND APPARATUS FOR POSITION BIDDING

Examiner : Mansfield, Thomas L.  
Art Unit : 3624  
Confirmation No.: 7631  
Docket No. : 111210-134991  
Date : December 6, 2010

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents:

The Examiner provided a Statement of Reasons for Allowance on pages 2-3 of the Notice of Allowability mailed September 28, 2010.

It is first noted herein for the record that to the extent that there may be differences between the language used by the Examiner in the Statement to explain allowability, versus the actual language recited in the claims, it is the actual language recited in the claims that determines the scopes thereof.

It is further noted herein for the record that the claims recite other features that are distinct, alternatively or additionally to those specifically identified by the Examiner in the Statement.

It is still further noted herein for the record that the dependent claims are allowable by virtue of their dependence upon allowable base claims and also by virtue of the recitations contained in such dependent claims.

Applicant takes no position regarding the Statement of Reasons for Allowance presented by the Examiner other than the positions Applicant may have previously taken during prosecution. Therefore, the contents of the Statement should not be attributed to Applicant as an indication of the basis for Applicant's belief that the claims are patentable. Furthermore, Applicant respectfully asserts that there may also be additional reasons for patentability of the claimed subject matter not explicitly stated in this record and Applicant does not waive its rights to such arguments by not further addressing such reasons herein.

In view of at least the above, the scopes of the claims are not to be limited by the Statement.

Respectfully submitted,  
Schwabe, Williamson & Wyatt

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